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COURT OF APPEAL, FOURTH APPELLATE DISTRICT

DIVISION ONE

STATE OF CALIFORNIA

In re C.C. et al., Persons Coming Under the  
Juvenile Court Law.

SAN DIEGO COUNTY HEALTH AND  
HUMAN SERVICES AGENCY,

Petitioner and Respondent,

v.

M.C.,

Defendant and Appellant.

D062422

(Super. Ct. No. SJ12578A-B)

APPEAL from an order of the Superior Court of San Diego County, Garry G.  
Haehnle, Judge. Dismissed.

M.C. appeals findings and orders entered at a permanency plan and selection hearing held pursuant to Welfare and Institutions Code section 366.26. Citing *In re Sade C.* (1996) 13 Cal.4th 952 (*Sade C.*) and *Penson v. Ohio* (1988) 488 U.S. 75, 88 (*Penson*), she asks this court to exercise its discretion to review the record for error.

In *Sade C.*, the California Supreme Court held that review pursuant to *People v. Wende* (1979) 25 Cal.3d 436 is unavailable in "an indigent parent's appeal from a judgment or order, obtained by the state, adversely affecting his [or her] custody of a child or his [or her] status as the child's parent." (*Sade C.*, *supra*, 13 Cal.4th at p. 959.) As appellant acknowledges, *Penson* does not apply in juvenile dependency cases. We therefore deny appellant's requests to review the record for error and to address the *Anders* issue. (*Anders v. California* (1967) 386 U.S. 738.)

#### DISPOSITION

The appeal is dismissed.

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HUFFMAN, Acting P.J.

WE CONCUR:

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NARES, J.

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MCDONALD, J.